

MEDICAL OR DENTAL PRACTITIONER;

(2) A MERCHANT REGULATED BY THE PUBLIC SERVICE COMMISSION; OR

(3) A TELEVISION OR RADIO BROADCASTING STATION OR A PUBLISHER OR PRINTER OF A NEWSPAPER, MAGAZINE, OR OTHER FORM OF PRINTED ADVERTISING WHO BROADCASTS, PUBLISHES, OR PRINTS AN ADVERTISEMENT WHICH VIOLATES THIS TITLE, UNLESS THE STATION, PUBLISHER, OR PRINTER ENGAGES IN AN UNFAIR OR DECEPTIVE TRADE PRACTICE IN THE SALE OF ITS OWN GOODS OR SERVICES OR HAS KNOWLEDGE THAT THE ADVERTISING IS IN VIOLATION OF THIS TITLE.

REVISOR'S NOTE: This section presently appears as Art. 83, §20J(a).

In item (3), the phrase "unfair or deceptive trade practice" is substituted for "deceptive or unconscionable practice" to conform to the general usage in this title. Senate Bill 392 of the 1974 Legislative Session - which as Ch. 609, Acts of 1974, enacted this section - was amended prior to enactment to remove references to unconscionability; retention of the term here was an apparent oversight.

Also, in item (3), the phrase "offering for sale" is deleted as unnecessary in light of the definition of "sale" in §13-101 as including an offer for sale.

The only other changes are in style.

13-105. CONSTRUCTION.

THIS TITLE SHALL BE CONSTRUED AND APPLIED LIBERALLY TO PROMOTE ITS PURPOSE. IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT IN CONSTRUING THE TERM UNFAIR OR DECEPTIVE TRADE PRACTICES, DUE CONSIDERATION AND WEIGHT BE GIVEN TO THE INTERPRETATIONS OF §5(A)(1) OF THE FEDERAL TRADE COMMISSION ACT BY THE FEDERAL TRADE COMMISSION AND THE FEDERAL COURTS.

REVISOR'S NOTE: This section presently appears as Art. 83, §20A.

The term "unfair or deceptive trade practices" is substituted for "unlawful or deceptive practices as defined in this subheading" since the former is, in fact, the term used and defined in the present law. See §13-301.

The only other changes are in style.